11-15-04

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Signature

PTO/SB/21 (04-04)

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25			Application Number	10/812,481	
TRANSMITTAL			Filing Date	March 30, 2004	
FORM (to be used for all correspondence after initial filing)		First Named Inventor	BARILE, SR.		
		Art Unit	3636		
			Examiner Name	Peter R. Brown	
Total Number of Pages in This Submission 29			Attorney Docket Number	29482.00	
		ENCLO	SURES (check all that apply)		
Fee Transmittal	Fee Transmittal Form		rawing(s)	After Allowance Communication to Technology Center (TC)	
Fee Attached		Lie	censing-related Papers	Appeal Communication to Board of Appeals and Interferences	
Amendment / Reply		☐ P€	etition	Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)	
After Final		Petition to Convert to a Provisional Application		Proprietary Information	
Affidavits/declaration(s)		Power of Attorney, Revocation Change of Correspondence Address		Status Letter	
Extension of Time Request		Terminal Disclaimer		Other Enclosure(s) (please identify below):	
Express Abandonment Request		Request for Refund CD, Number of CD(s)		Return Receipt Postcard	
Information Discl	osure Statement				
Certified Copy of Priority Document(s)		Rema	rks		
Response to	Missing Parts/				
Response to Missing Parts under 37 CFR 1.52 or 1.53					
	SIGNA	TURE OF	APPLICANT, ATTORNEY, O	R AGENT	
Firm <i>or</i> Individual name	Jack Kenneth Greer, Jr.				
Signature	Grek Kerneth Freu, Jr.				
Date	Date 11-12-2004				
		CE	RTIFICATE OF MAILING		
	nt postage as first	class mail ii	n an envelope addressed to: C	or deposited with the United States Postal ommissioner for Patents, P.O. Box 1450,	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date

Express Mail Number: EV 431723702 US

Express Mail Number: EV 431723702 US PTO/SB/17 (10-04v2)
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

BARRIA A. LOL

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SEEE TOANS	· N // I T	ΤΛΙ	Complete if Known		
FEE TRANSMITTAL for FY 2005 Patent fees are subject to annual revision. Applicant claims small entity status. See 37 CFR 1.27.			Application Number	10/812,481	
			Filing Date	03/30/2004	
			First Named Inventor	BARILE, Sr.	
			Examiner Name	Peter R. Brown	
			Art Unit	3636	
TOTAL AMOUNT OF PAYMENT	(\$)	62	Attorney Docket No.	29482.00	

METHOD OF PAYMENT (check all that apply)	FEE CALCULATION (continued)				
Check Credit card Money Other None 3. ADDITIONAL FEES					
Deposit Account:	Large Entity Small Entity Fee Fee	Fee Paid			
Deposit	Code (\$) Code (\$) 1051 130 2051 65 Surcharge - late filing fee or oath	1001410			
Account Number 16-1910 (29482.00)	1052 50 2052 25 Surcharge - late provisional filing fee or cover sheet.				
Deposit District B. C.					
Account Name Pitts & Brittian, P.C.	1053 130 1053 130 Non-English specification				
The Commissioner is authorized to: (check all that apply)	1812 2,520 For filing a request for ex parte reexamination				
Charge fee(s) indicated below Credit any overpayments	1804 920 1804 920 Requesting publication of SIR prior to				
Charge any additional fee(s) during the pendency of this application	* *				
Charge fee(s) indicated below, except for the filing fee, to the above-identified deposit account.	1805 1,840 1805 1,840 Requesting publication of SIR after Examiner action				
FEE CALCULATION	1251 110 2251 55 Extension for reply within first month				
1. BASIC FILING FEE	1252 430 2252 215 Extension for reply within second month				
Large Entity Small Entity Fee	Extension for reply within third month				
Fee Fee Fee Fee <u>Fee Description</u> Code (\$) Fee Description Fee Paid	Extension for reply within fourth month				
1001 790 2001 395 Utility filing fee	1255 2,080 2255 1,040 Extension for reply within fifth month 1401 340 2401 170 Notice of Appeal				
1002 350 2002 175 Design filing fee	· · · · · · · · · · · · · · · · · · ·				
1003 550 2003 275 Plant filing fee	Filling a brief in support of an appear				
1004 790 2004 395 Reissue filing fee 1005 160 2005 80 Provisional filing fee	1403 300 2403 150 Request for oral hearing 1451 1,510 1451 1,510 Petition to institute a public use proceeding				
- 100 2000 00 Provisional liling fee	1452 110 2452 55 Petition to revive - unavoidable				
SUBTOTAL(1) (\$) 0	1453 1,370 2453 685 Petition to revive - unintentional				
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE	1501 1,370 2501 685 Utility issue fee (or reissue)				
Fee from Extra Claims below Fee Paid	1502 490 2502 245 Design issue fee				
Total Claims $25 - 23 = 2 \times 9 = 18$	1503 660 2503 330 Plant issue fee				
Independent	1460 130 1460 130 Petitions to the Commissioner				
Multiple Dependent	1807 50 1807 50 Processing fee under 37 CFR 1.17(q)				
Large Entity Court Entity	1806 180 1806 180 Submission of Information Disclosure Stmt				
Large Entity Small Entity Fee Fee Fee Fee Fee <u>Fee Description</u> Code (\$) Code (\$)	8021 40 8021 40 Recording each patent assignment per property (times number of properties)				
1202 18 2202 9 Claims in excess of 20	Filing a submission after final rejection				
1201 88 2201 44 Independent clairns in excess of 3					
1203 300 2203 150 Multiple dependent claim, if not paid	1810 790 2810 395 For each additional invention to be examined (37 CFR 1.129(b))				
1204 88 2204 44 ** Reissue independent claims over original patent	1801 790 2801 395 Request for Continued Examination (RCE)				
1205 18 2205 9 Reissue claims in excess of 20 and over original patent	1802 900 1802 900 Request for expedited examination of a design application				
	Other fee (specify)				
SUBTOTAL (2) (\$) 62 **or number previously paid, if greater; For Reissues, see above	*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 0				
or number previously pand, it greater; For Reissues, see above					

SUBMITTED BY				Complete (if applicable)	
Name (Print/Type)	Jack Kenneth Greer	Registration No. (Attomey/Agent)	42,605	Telephone	(865)584-0105
Signature	Yack Remeth Fre	er, Ch.		Date	11-12-2004

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl No.

10/812,481

Confirmation No.

3271

Applicant

Peter Barile, Sr.

Filed

03/30/2004

TC/A.U.

3636

Examiner

Peter R. Brown

Docket No.

29482.00

Customer No.

22465

Assignee

Daniel Paul Chairs, LLC

Title

Flexible Back Mechanism For Stackable Chair

Express Mail

EV 431723702 US

Commissioner for Patents

P. O. Box 1450

Alexandria VA 22313-1450

RESPONSE TO PAPER NUMBER 20040823 MAILED AUGUST 27, 2004

Sir:

In response to the Office Action of August 27, 2004, please amend the aboveidentified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 18 of this paper.

11/17/2004 JBALINAN 00000095 10812481

01 FC:2201 02 FC:2202

44.00 OP 18.00 OP